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*Attorneys for Defendant NVIDIA Corporation*

**UNITED STATES DISTRICT COURT**

**NORTHERN DISTRICT OF CALIFORNIA**

DAVID MILLETTE, individually and on  
behalf of all others similarly situated,

Plaintiff,

v.

NVIDIA CORPORATION

Defendant.

Case No. 5:24-cv-05157-EJD

The Honorable Edward J. Davila

**JOINT STIPULATION TO EXTEND  
DEADLINE FOR CASE MANAGEMENT  
CONFERENCE AND RULE 26(f)  
DEADLINES AND [PROPOSED] ORDER**

**[LOCAL RULE 6-1(B)]**

Complaint Filed: August 14, 2024  
Current CMC: November 7, 2024  
Proposed CMC: 30 days after Order on MTD

Pursuant to Northern District of California Local Rule 6-1(b), this Stipulation is entered into by and among David Millette (“Plaintiff”) and Defendant NVIDIA CORPORATION (“NVIDIA”) (collectively, the “Parties”), by and through their respective undersigned counsel:

WHEREAS, on August 14, 2024, Plaintiff filed his Complaint against NVIDIA (“Complaint”). ECF No. 1.

WHEREAS, on August 28, 2024, the Clerk issued a notice resetting the Initial Case Management Conference for November 7, 2024, with a Joint Case Management Statement due by October 25, 2024. ECF 7.

WHEREAS, on August 30, 2024, NVIDIA was served with the Summons and a copy of the Complaint. ECF No. 9.

WHEREAS, on September 18, 2024, the Court granted the Parties’ joint stipulation to extend the briefing schedule on a Motion to Dismiss as follows:

- NVIDIA’s deadline to answer or otherwise respond to the Complaint shall be November 4, 2024;
  - Plaintiff’s deadline to respond to a motion to dismiss or amend the Complaint shall be December 16, 2024;
  - NVIDIA’s deadline to reply in support of the motion to dismiss shall be January 16, 2025.
- ECF. No. 20.

WHEREAS, on September 30, 2024, the Parties agreed that the Initial Case Management Conference and all related deadlines under Federal Rule of Civil Procedure 26(f) should be reset to 30 days after a ruling on any forthcoming Motion to Dismiss.

WHEREAS, on September 30, 2024, the Parties agreed that a Joint Case Management Statement should be due 14 days before the Initial Case Management Conference.

WHEREAS, the Parties have agreed to these changes in the interests of efficiency in this litigation.

NOW, THEREFORE, pursuant to Local Rule 6-1(b), the Parties stipulate, subject to the Court’s approval, as follows:

1. The Initial Case Management Conference currently set for November 7, 2024 is vacated.

1 2. The Initial Case Management Conference and all related deadlines under Federal Rule of  
2 Civil Procedure 26(f) shall be re-set to 30 days after a ruling on any forthcoming Motion to  
3 Dismiss.

4 3. A Joint Case Management Statement shall be due 14 days before the Initial Case  
5 Management Conference.

6 **IT IS SO STIPULATED.**

1 Dated: September 30, 2024

**HOGAN LOVELLS US LLP**

2 By: /s/ Vassi Iliadis

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22 Dated: September 30, 2024

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**ECF ATTESTATION**

Pursuant to Civil Local Rule 5-1(i)(3), I, Vassi Iliadis, am the ECF user whose identification and password are being used to file this Stipulation. I hereby certify that all other signatories to this document have concurred in its filing.

Dated: September 30, 2024

By: /s/ Vassi Iliadis

Vassi Iliadis